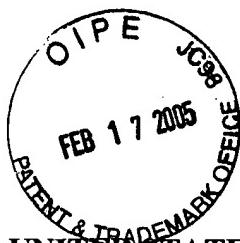


Docket No. 87288.2064
Serial No. 10/601,189

Patent



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Richard William Fling :
Serial No.: 10/601,189 : Group Art Unit: 2635
Filed: June 23, 2003 : Examiner: Albert Kang Wong

For: CONTROLLING AN UNDERGROUND OBJECT

TERMINAL DISCLAIMER PURSUANT TO 37 CFR 1.321(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the petitioner, RADIODETECTION, represents that the petitioner, RADIODETECTION is the owner of the entire right, title and interest of U.S. Application No. 10/601,189, filed on June 23, 2003 for CONTROLLING AN UNDERGROUND OBJECT by virtue of an Assignment from all of the inventors thereof executed on October 2, 2000, at Reel 014223, Frame 0726 and U.S. Patent No. 6,606,032, which is U.S. Patent Application No. 09/504,833, filed on February 16, 2000 for CONTROLLING A SONDE CARRIED BY A BORING TOOL by virtue of an Assignment from all of the inventors thereof executed on October 2, 2000, at Reel 010600, Frame 0836.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/601,189 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,606,032, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/601,189 shall

be enforceable only for and during such period that the legal title to U.S. Patent No. 6,606,032 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/601,189, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/601,189 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/601,189 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,606,032 in the event that 09/504,833 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

I declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001, Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

BAKER & HOSTETLER LLP



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